

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
BUTTE DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs.

BLAINE ANTHONY THOMAS
BURGER,

Defendant.

CR 22–32–BU–DLC

ORDER

Before the Court is the United States’ Unopposed Motion for Preliminary Order of Forfeiture. (Doc. 27.) Defendant Blaine Anthony Thomas Burger has been adjudged guilty of production of child pornography, in violation of 18 U.S.C. § 2251(a), as charged in Count 1 the Indictment. (Doc. 26.) As such, there is a factual basis and cause to issue an order of forfeiture, pursuant to 18 U.S.C. § 2253(a).

Accordingly, IT IS ORDERED that the motion (Doc. 27) is GRANTED.

IT IS FURTHER ORDERED that Burger’s interest in the following property is forfeited to the United States in accordance with 18 U.S.C. § 2253(a):

- Black Motorola Cell Phone with cracked screen. Model number XT2005DL. IMEI: 352180108732086.

IT IS FURTHER ORDERED that the Federal Bureau of Investigation, the United States Marshals Service, and/or a designated sub-custodian is directed to

seize the property subject to forfeiture and further to make a return as provided by law.

IT IS FURTHER ORDERED that the United States will provide written notice to all third parties asserting a legal interest in any of the above-described property and will post on an official government internet site (www.forfeiture.gov) for at least 30 consecutive days as required by Rule G(4)(a)(iv)(C) of the Supplemental Rules for Admiralty or Maritime Claims and Asset Forfeiture Actions, notice of the Court's Preliminary Order and the United States' intent to dispose of the property in such manner as the Attorney General of the United States may direct, pursuant to 21 U.S.C. § 853(n)(1) and 18 U.S.C. § 2253(a), and to make its return to this Court that such action has been completed.

IT IS FURTHER ORDERED that upon adjudication of all third-party interests, if any, the Court will enter a final order of forfeiture pursuant to 21 U.S.C. § 853(n)(7) and Fed. R. Crim. P. 32.2(c)(2), in which all interests will be addressed.

DATED this 12th day of April, 2023.



Dana L. Christensen, District Judge
United States District Court